PETITON FOR ZONING VERIANCE TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY: The undersigned, legal owner(s) of the property situat. .n Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section 4/3, 2 F TO PERMIT A DOUBLE FACE 180 square feet (96 square feet per side) in lieu of the maximum permitted footage of 100 square feet (50 square feet per side). of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or practical difficulty) CONTRACT PURCHASER WAS NOT AWARE OF THE COUNTY'S NEW INTERPRETATION OF THE EXISTING SIGN CODE AND CONTRACTED FOR THE CONSTRUCTION AND INSTALLATION OF A 90 H FREESTANDING SIGN WHICH IS WELL UNDER THE 100 MAXIMUM ALLOWED BEFORE THE NEW INTERPRETATION. Property is to be posted and advertised as prescribed by Zoning Regulations. I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law For Baltimore County. I/We do solemnly declare and affirm,

under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition. Contract Purchaser: William W. WHitty JR. SCI AGDE NEON SIGNS, INC. BOSCHERRY HILL RD. Name, address and phone number of legal owner, contract purchaser or representative to be contacted 4-то. Мо. 21230 JANF. NETHEN 1808 CHERRY HILL RP. BACTO: MD. 21230 685-7575

ORDERED By The Zoning Commissioner of Baltimore County, this _____4th_____ day of September 19.84, that the subject matter of this petition be advertised, as required by the Zoning Law of Baltimore County, in two newspapers of general circulation throughout Baltimore County, that property be posted, and that the public hearing be had before the Zoning Commissioner of Baltimore County in Room 106, County Office Building in Towson, Baltimore County, on the 23rd day of October 19.84, at 9:45 o'clock

Zoning Commissioner of Baltimore County.

BALTIMORE COUNTY
DEPARTMENT OF PUBLIC WORKS TOWSON, MARYLAND 21204 HARRY J. PISTEL, P. E. DIRECTOR

September 27, 1984

Mr. Arnold Jablon Zoning Commissioner County Office Building Towson, Maryland 21204

Re: Item #51 (1984-1985) Property Owner: Emma H. Lindemon W/S York Rd. 773' S/E from centerline West Rd. Acres: 240/237 x 193.85/201.37 District: 9th

Dear Mr. Jablon:

The following comments are furnished in regard to the plat submitted to this office for review by the Zoning Advisory Committee in connection with the subject

General Comments:

As no public facilities are involved, this office has no comment.

Very truly yours, GILBERT S. BENSON, P.E., Aspt. Chief Bureau of Public Services

GSB:EAM:ROP:ss

RE: PETITION FOR VARIANCE W/S of York Rd., 773' SE of the Centerline of West Rd., 9th District

: BEFORE THE ZONING COMMISSIONER OF BALTIMORE COUNTY

Case No. 85-110-A EMMA H. LINDEMON, Petitioner

ENTRY OF APPEARANCE

::::::

Please enter the appearance of the People's Counsel in the above-captioned matter. Notices should be sent of any hearing dates or other proceedings in thi. Atter and of the passage of any preliminary or final Order.

> Phyllis Cole Friedman People's Counsel for Baltimore County

Peter Max Zimmerman Deputy People's Counsel Rm. 223, Court House Towson, MD 21204 494-2188

I HEREBY CERTIFY that on this 1st day of October, 1984, a copy of the foregoing Entry of Appearance was mailed to Petitioner, Emma H. Lindemon, c/o Jan F. Nethen, Claude Neon Signs, Inc., 1808 Cherry Hill Rd., Baltimore, MD 21230, Petitioner's representative; and Mr. William W. Whitty, Jr., 1104 Pelham Wood Rd., Baltimore, MD 21234, Contract

> Peter Hax Emmen Peter Max Zimmerman

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING TOWSON, MARYLAND 21204

Mr. Armold Jablon Zoning Commissione. County Office Building Towson, Maryland 21204

10.4.84

Re: Zoning Advisory Meeting of 9-4-84 Property Owner: Emma H. Lindemon Location: wis york Rd. SEP wast Rd.

Dear Mr. Jablon:

The Division of Current Planning and Development has reviewed the subject petition and offers the following comments. The items checked below are applicable.

 (X)There are no site planning factors requiring comment.
 ()A County Review Group Meeting is required.
 ()A County Review Group meeting was held and the minutes will be forward by the Bureau of Public Services.
 ()This site is part of a larger tract; therfore it is defined as a subdivision. The plan must show the entire tract.
 ()A record plat will be required and must be recorded prior to issuance of a huilding permit. to issuance of a building permit. The access is not satisfactory.)The circulation on this site is not satisfactory. The circulation on this site is not satisfactory.

The parking arrangement is not satisfactory.

Parking calculations must be shown on the plan.

This property contains soils which are defined as wetlands, and development on these soils is prohibited.

Construction in or alteration of the floodplain is prohibited under the provisions of Section 22-98 of the Development Regulations.

Parallement of this site may constitute a potential conflict with)Development of this site may constitute a potential conflict with the Baltimore County Master Plan.
)The amended Development Plan was approved by the Planning Board)Landscaping should be provided on this site and shown on the plan.
)The property is located in a deficient service area as defined by
Bill 178-79. No building permit may be issued until a Reserve
Capacity Use Certificate has been issued. The deficient service

)The property is located in a traffic area controlled by a "D" level intersection as defined by Bill 178-79, and as conditions change traffic capacity may become more limited. The Basic Services Areas are re-evaluated annually by the County Council. |Additional comments:

BALTIMORE COUNTY

ZONING PLANS

ADVISORY COMMITTEE



PETITION AND SITE PLAN

EVALUATION COMMENTS

MICHUTILMED

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

October 15, 1984

COUNTY OFFICE BLDG. 111 W. Chesapeake Ave. Towson, Maryland 21204

Bureau of

Claude Neon Signs, Inc. 1808 Cherry Hill Road Baltimore, Maryland 21230

Mr. Jan F. Nethen

RE: Case No. 85-110-A (Item No. 51)
Petitioner - Emma H. Lindemon Variance Petition

Dear Mr. Nethen:

Department of Bureau of Fire Prevention Health Department

Project Planning Building Department Board of Education Zoning Administration Industrial Development

The Zoning Plans Advisory Committee has reviewed the plans submitted with the above referenced petition. The

following comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties are made aware of plans or problems with regard to the development plans that may have a bearing on this case. The Director of Planning may file a written report with the Zoning Commissioner with recommendations as to the suitability of the requested zoning. Enclosed are all comments submitted from the members

f the Committee at this time that offer or request information on your petition. If similar comments from the remaining members are received, I will forward them to you. Otherwise, any comment that is not informative will be placed in the hearing file. This petition was accepted for filing on the date of the enclosed filing certificate and a hearing scheduled accordingly.

Michelas B. Commadanfus

NICHOLAS B. COMMODARI Chairman Zoning Plans Advisory Committee

Enclosures

NBC:bsc

Maryland Department of Transportation

William K. Hellmann Hal Kassoff

September 7, 1984

Mr. Arnold Jablon Zoning Commissioner County Office Building Towson, Maryland 21204

Dear Mr Jablon:

CL:GW:maw

Attention: Mr. N. Commodari

Re: ZAC Meeting of 9-4-84 ITEM: #51. Property Owner: Emma H. Lindemon Location: W/S York Road Route 45, 773' S/E from c/1 West Road Existing Zoning: B.R. Proposed Zoning: Variance to permit a double faced sign of 180 sq. ft. in lieu of the required maximum of 100 sq. ft. Acres: 240/237 x 193.85/

On review of the site plan of August 14, 1984 and field inspection, the State Highway Administration finds the plan generally acceptable.

> Very truly yours, Charle Pe Charles Lee, Chief Bureau of Engineering Access Permits

201.37

District: 9th

By: George Witmman

cc: Mr. J. Ogle My telaphone number is (391) 659-1350

BALTIMORE COUNTY
DEPARTMENT OF TRAFFIC ENGINEERING
TOWSON, MARYLAND 21204

STEPHEN E. COLLINS DIRECTOR

September 11, 1984

Mr. Arnold Jablon Zoning Commissioner County Office Building Towson, Maryland 21204

> ZAC- Meeting of September 4, 1984 Property Owner: Location: Existing Zoning: Proposed Zoning:

Acres: District:

Dear Mr. Jablon:

The Department of Traffic Engineering has no comments for item numbers 49, 51, 53, 54, 55, and 56.

MAR 1 1 1985

Mr. Arnold Jablon Zoning Commissioner Office of Planning and Zoning Baltimore County Office Building Towson, MD 21204

Attention: Nick Commodari, Chairman Zoning Plans Advisory Committee

RE: Property Owner: Emma H. Lindemon

Location: W/S York Road 773' S/E from c/l West Road Zoning Agenda: Meeting of 9/4/84

Item No.: 51

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below marked with an "X" are applicable and required to be corrected or incorporated into the final plans for the property.

September 10, 1984

() 1. Fire hydrants for the referenced property are required and shall be located at intervals or _____feet along an approved road in accordance with Baltimore County Standards as published by the Department of Public Works.

() 2. A second means of vehicle access is required for the site.

() 3. The vehicle dead end condition shown at _ EXCEEDS the maximum allowed by the Fire Department.

() 4. The site shall be made to comply with all applicable parts of the Fire Prevention Code prior to occupancy or beginning of operation.

() 5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National Fire Protection Association Standard No. 101 "Life Safety Code", 1976 Edition prior to occupancy.

() 6. Site plans are approved, as drawn.

*) 7. The Fire Provention Bureau has no comments, at this time.

REVIEWER: CH. Joseph Kelly 9-10-84 Approved: Marganel Fire Prevention But Design But Special Transaction But Design But D Special Inspection Division

BALTIMORE COUNTY
OFFICE OF PLANNING & ZONING
TOWSON, MARYLAND 21204
494-3353

ARNOLD JABLON ZONING COMMISSIONER

October 30, 1984

Mr. Jan F. Nethen 1808 Cherry Hill Road Baltimore, Maryland 21230

> RE: Petition for Variance W/S of York Rd., 773' SE of the center line of West Rd. - 9th Election District Emma H. Lindemon - Petitioner No. 85-110-A (Item No. 51)

Dear Mr. Nethen:

I have this date passed my Order in the above captioned matter in accordance

Very truly yours, Jein M. J. Juna JEAN M.H. JUNG Deputy Zoning Commissioner

JMHJ/mc.

Attachments

cc: Mr. William W. Whitty, Jr. 1104 Pelham Wood Road Baltimore, Maryland 21234

Edward Covahey, Esquire 614 Bosley Avenue Towson, Maryland 21204 People's Counsel

BALTIMORE COUNTY
DEPARTMENT OF PERMITS & LICENSES TOWSON, MARYL AND 21204

TED ZALESKI, JR. Mr. Arnold Jablon, Zoning Commissioner

Office of Planning and Zoning

County Office Building Towson, Maryland 21204

Comments on Item # 51 Zoning Advisory Committee Meeting are as follows:

Property Owner: Emma H. Lindemon W/S York Road 773' S/E from c/1 West Road Existing Zoning: B.R. Proposed Zoning: Variance to permit a double faced sign of 180 sq. ft. in lieu of the required maximum of 100 sq. ft.

September 5, 1984

Acres: 240/237 x 193.85/201.37 District: 9th.

The items checked below are applic :

All structures shall conform to the Baltimore County Building Code 1981/Council
Bill 4-82 Skamesan Mary 1990 Contact Building Code 1981/Council

miscellaneous

B building/& other / permit shall be required before beginning construction. C. Residential: Three sets of construction drawings are required to file a permit application. Architect/Engineer seal is/is not required. Non-reproduced seals and signatures are required on Plans and Technical Data.

D. Commercial: Three sets of construction drawings with a Maryland Registered Architect or Engineer shall be required to file a permit application.

E. An exterior wall erected within 6'0 for Commercial uses or 3'0 for One & Two Family use group. of an adjacent lot line shall be of one hour fire resistive construction, no openings permitted within 3'0 of lot lines. A firewall is required if construction is on the lot line, see Table 401, line 2, Section 1407 and Table 1402, also Section 503.2.

F. Requested variance appears to conflict with the Baltimore County Building Code,

G. A change of occupancy shall be applied for, slong with an alteration permit application, and three required sets of drawings indicating how the structure will meet the Code requirements for the proposed change. Drawings may require a professional seal.

. Before this office can comment on the above structure, please have the owner, thru the services of a Registered in Maryland Architect or Engineer certify to this office, that, the structure for which a proposed change in use is proposed can comply with the height/area requirements of Table 505 and the required con-

Comments - See Article 19 of the B.O.C.A. Code and Section 1906.0 as amended in Bill 4-82 in regard to Bonding and Insurance.

NOTE: These comments reflect only on the information provided by the drawings submitted to the office of Planning and Zoning and are not intended to be construed as the full extent of any permit. If desired, additional information may be obtained by visiting Room 122 (Plans Review) at 111 W. Chesapeake Ave.,

> Marles & Sumlan Charles E. Burnham, Chief Plans Review

RE: PETITION FOR VARIANCE W/S of York Rd., 773' SE of the center DEPUTY ZONING COMMISSIONER line of West Rd. - 9th Election District : Emma H. Lindemon - Petitioner No. 85-110-A (Item No. 51)

*** *** *** ***

: BALTIMORE COUNTY ::: ::: :::

Pursuant to the advertisement, posting of property, and public hearing on the petition and it appearing that by reason of the following finding of facts:

> 1. The petitioners therein seek to permit a double face sign of 180 square feet (90 square feet per side) in lieu of the maximum permitted footage of 100 square feet (50 square feet per side).

2. Testimony indicated that the contract purchasers, William W. Whitty, Jr. and Gary Gill, signed a contract to purchase North Towson Liquors in May, 1984. Settlement was in July 1984, and, following remodeling, the business became known as Whitty's Spirits & Delly, Inc. At that time the owners were informed by the Baltimore County Zoning Office that the Baltimore County Zoning Regulations allowed a double face sign of 100 square feet per side. A new sign of 90 square feet per side was designed, a bid was selected for construction, a deposit was made, and the former sign, probably dating from the 1960's, was removed. Only when Claude Neon Signs, Inc., a long-standing business in Baltimore County, applied for a sign permit did both the sign company and the business owners discover that the Zoning Commissioner recently had reviewed Section 413.2F of the BCZR and determined that the square footage of both sides of a double face sign must be calculated

and be a total of 100 square feet or less. 產ter due consideration of the testimony and evidence presented, it is clear that a practical difficulty or unreasonable hardship would result if the instant

var ance were not granted. In the opinion of the Deputy Zoning Commissioner, the chasers of the business and the sign company proceeded in good faith and in the normal sequence of procedures and, through no fault of their own, had their permit denied. In addition, the variance requested will not be detrimental to the public health, safety, and general welfare.

Therefore, IT IS ORDERED by the Deputy Zoning Commissioner of Baltimore County, this ______ day of October, 1984, that to permit a double face sign of 180

square feet (90 square feet per side) in lieu of the maximum permitted footage of 100 square feet (50 square feet per side), in accordance with the site plan filed herein, dated August 14, 1984, is hereby GRANTED, from and after the date of this

/Baltimore County

September 25, 1984

Ms. Jan F. Nethen 1808 Cherry Hill Road Baltimore, Maryland 21230

NOTICE OF HEARING RE: Petition for Variance W/S York Rd., 773' SE of the c/l of West Road Emma H. Lindemon - Petitioner Case No. 85-110-A (Item #51)

TIME: 9:45 A.M.

DATE: Tuesday, October 23, 1984 PLACE: Room 106, County Office Building, 111 West Chesapeake

Avenue, Towson, Maryland

AJ:eoh

cc: Mr; .William W. Whitty, Jr. 1104 Pelham Wood Road Baltimore, MD 21234

No. 133242

BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE - REVENUE DIVISION

MISCELLANEOUS CASH RECEIPT

8 856 *** * 1006Cie &21&F

BALTIMORE COUNTY
OFFICE OF PLANNING & ZONING
TOWSON, MARYLAND 21204 ARNOLD JABLON ZONING COMMISSIONER

October 16, 1984

Ms. Jan F. Nethen 1808 Cherry Hill Road Baltimore, Maryland 21230

RE: Petition for Variance W/S York Rd., 773' SE of c/1 of West Road Emma H. Lindemon - Petitioner Case No. 85-110-A

Dear Ms. Nethen:

This is to advise you that \$53.62 is due for advertising and posting of the above property.

This fee must be paid and our zoning sign and post returned on the day of the hearing before an Order is issued. Do not remove sign until day of hearing.

Please make the check payable to Baltimore County, Maryland, and remit to Mrs. Arlene January, Zoning Office, Room 113, County Office Building, Towson, Maryland 21204, before the hearing.

Sincerely,

ing Commissioner

BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE - REVENUE DIVISION MISCELLANEOUS CASH RECEIPT

NOLD\JABLON 1-01-615-666

6 G2G.....535214 8234F VALIDATION OR SIGNATURE OF JASHIER BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

Arnold Jablon Date October 16, 1984 TO Zoning Commissioner

Norman E. Gerber, Director FROM Office of Planning and Zoning

Emma H. Lindemon SUBJECT No. 85-110-A

This office, being familiar with the property and surrounding area, sees no need for the variance requested by the petitioner. One of the problems along this section of York Road, as well as in many other areas of the county, is the visual blight caused by excess signage. It is this office's opinion that the sign regulations permit a liberal amount of signage and that the requested variance should be denied.

Office of Planning and Zoning

NEG/JGH/sf

Description of Property

All that parcel of land in the Ninth District of Baltimore County.

Beginnin g at a point, said point being 773' southeasterly from the centerline of west road and also being 58' southwesterly from the centerline of York Road. Thence in a southwesterly direction 8' to a point, thence in a southeasterly direction 2' to a point, thence in a northeasterly direction 8' to a point, thence in a northwesterly direction 2' to the place of beginning, forming a rectangle 2' x 8' in which the sign is to be placed.

Being the property of Emma H. Lindemon, as shown on plat plan filed with the Zoning Department.

85-110-4

* >

BALTIMORE COUNTY OFFICE OF PLANNING & ZONING

County Office Building 111 W. Chesapeake Avenue Towson, Maryland 21204

Your petition has been received and accepted for filing this

ARNOLD JABLON Zoning Commissioner

Zoning Commis

Petitioner Ruma H. Lindsmon
Petitioner's

0

ceived by Nicholas B. Commodari Chairman, Zoning Plans

Advisory Committee

CERTIFICATE OF POSTING
ZONING DEPARTMENT OF BALTIMORE COUNTY

PARTMENT OF BALTIMORE COUNTY	·
Towson, Maryland	85-110-A
	

0

District Tth	Date of Posting 16-4-54
Posted for: Passane	
Petitioner: Lynn houdener	
Posted for: Yanana Petitioner: Shaka hidener Location of property: M/S of Hock Roll Wast Prad	773 SEOT the Clef
West Pred	
Location of Signs: 1 fant of 1008 7	Inh Roll
/ / /	
Remarks:	
Posted by Ante	Date of return: 10-5-54
Signature Number of Signs:	,

PETITION FOR VARIANCE
9th Election District

LOCATION:

West side of York Road, 773 feet Southeast of the

centerline of West Road

DATE AND TIME:

PETITION FOR VARIANCE
9th Election District

LOCATION: West side of Fork Road, 773 feet Southeast of the centerline of West Road
DATE & TIME: Tuenday, October 23, 1984 at 9:45 a.m.
PUBLIC HEARING: Room 106, County Office Building.
111 W. Chempeake Avenue,
Towson, Maryland

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing:
Petition for Variance to permit a double face sign of 180 square feet (90 square feet per side) in lieu of the maximum permitted footage of 100 square feet (50 square feet per side).
Being the property of Emma it, Lindemon as shown on the plat filed with the Zoning Office.

In the event that this Peti-

Office.

In the event that this Petition is granted, a building permit may be issued within the thirty (30) day appeal period. The Zoning Commission er will, however, entertain any request for a stay of the issuance of said permit during this period for good causshown. Such request must breecived in writing by the day of the hearing set above omade at the hearing.

By Order Of ARNOLD JABLON,
Zoning Commissioner

Zoning Commissioner of Baltimore County

BY ORC'OR OF ARNOLD JABLON ZONING COLDWISSIONER OF BALTIMORE COUNTY

59146-L63358 10/3

Tuesday, October 23, 1984 at 9:45 a.m..

PUBLIC HEARING: Room 106, County Office Building, 111 West Chesapeake Avenue, Towson, Maryland

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing:

Petition for Variance to permit a double face sign of 180 square feet (90 square feet per side) in lieu of the maximum permitted footage of 100 square feet (50 square per side).

Being the property of Emma H. Lindemon the plat filed with the Zoning Office.

__ as shown on

In the event that this Petition is granted, a building permit may be issued within the thirty (30) day appeal period. The Zoning Commissioner will, however, entertain any request for a stay of the issuance of said permit during this period for good cause shown. Such request must be received in writing by the date of the hearing set above or made at the hearing.

BY ORDER OF ARNOLD JABLON ZONING COMMISSIONER OF BALTIMORE COUNTY

25-10)-A

CERTIFICATE OF PUBLICATION

TOWSON, MD., October 4, 1984

THIS IS TO CERTIFY, that the annexed advertisement was

published in THE JEFFERSONIAN, a weekly newspaper printed

and published in Towson, Baltimore County, Md., appearing on

____October_4,___, 19_84.

THE JEFFERSONIAN,

18 Venetarli Publisher

Cost of Advertising 2000

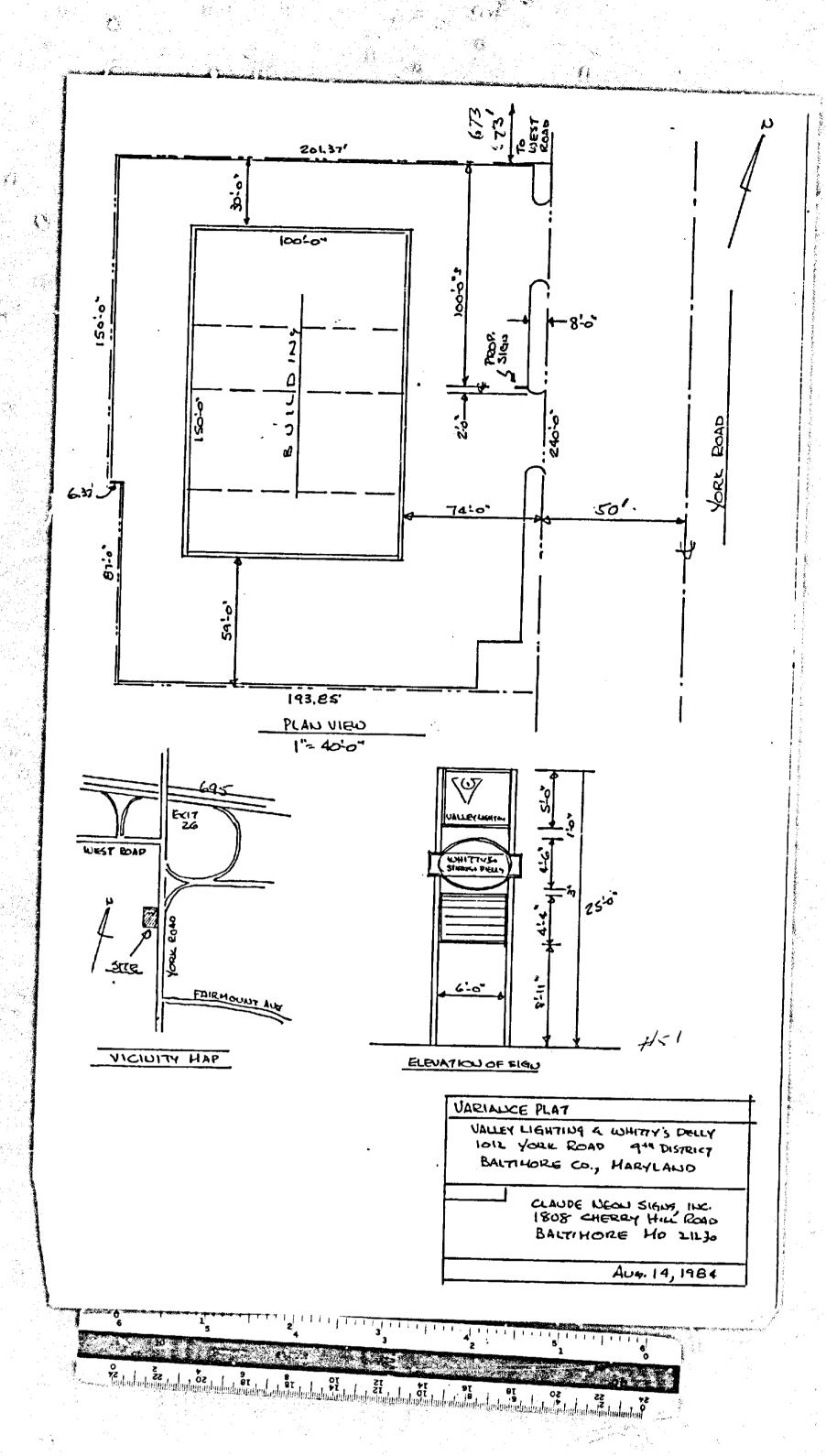
CERT: ICATE OF PUBLICATION PETITION FOR VARIANCE 9th Election District LOCATION: West side of York Road, 773 fee Southeast of the centerline of West Road DATE AND TIME: Tuesday, October 23, 1984 at 9:45 a.m. PUBLIC HEARING: Room 108, County Office Building, 111 West Checapeake Avenue, Towarn, Meryland Towson, Md. The Zoning Commissioner of Beltimore County by authority of the Zoning Act and Regulations of Beltimore County, will hold a public hearing: THIS IS TO CERTIFY, that the annexed advertisement Person for Veriance to permit a double face agn of 180 equate fact (30 equate feet per side) in less of the maximum permitted footage of 100 equate feet (50 equate feet per side). was published in the TOWSON TIMES, a weekly newspaper distributed in Towson, Baltimore County, Md., once a week for _____ consecutive weeks, the Being the property of Emma H. Lindemon as ahouse on site plat filed with the Zoning Office. first publication appearing on the 3 day of 1984. In the event that this Petition is granted, a building permit may be issued within the thirty (30) day appeal period. The Zoning Commissioner will, however, entertain any request for a stay of the securice of earl permit during this period for good cause shows. Such request must be received in writing by the date of the "searing set above or made at the hearing. ___ 1984

The TOWSON TIMES

MULANW S. Curgsill

Cost of Advertisement: \$28.62





i jero na povije jezika i svikansko († 18. stolji). Oblivara i svoje projektiva povije jezika i svikanska († 18. stolji).